GOVERNMENT OF INDIA
SOCIAL JUSTICE AND EMPOWERMENT
LOK SABHA

UNSTARRED QUESTION NO:1415
ANSWERED ON:08.03.2002
RESERVATION IN PRIVATE SECTOR
BASUDEB ACHARIA;BRAHMANAND MANDAL;E. AHAMED;LAKSHMAN CHANDRA SETH;RENUKA CHOWDHURY

Will the Minister of SOCIAL JUSTICE AND EMPOWERMENT be pleased to state:

(a) whether the Government are contemplating to enact any legislation for providing reservation to Scheduled Castes/Scheduled Tribes and Other Backward Classes in private sector, Armed forces and Judicial services;

(b) if so, by when; and

(c) if not, the reasons therefor?

Answer

THE MINISTER OF SOCIAL JUSTICE AND EMPOWERMENT (DR. SATYANARAYAN JATIYA)

(a) No Sir.

(b) Does not arise.

(c) The matter regarding reservation in private sector has been examined and it is opined that it would not be permissible under the Constitution, as it would be violative of the equality provision of the Constitution.

Recruitment in the Armed Forces is based on merit and is open to every citizen ofthe country including SC/ST candidates without any discrimination on the basis of their caste, creed, religion or region. The basic objective of the Recruitment Policy of the Armed Forces is to obtain the best manpower from the youth of country while at the same time giving equal opportunity to all citizens of India to join the Armed Forces.

Appointment of Judges of the Supreme Court of India and High Courts is madeunder Article 124 and 217 of the Constitution of India respectively, which do not provide for reservation for any caste or class of persons. The Government have, however, addressed letters to the Chief Ministers of the States and the ChiefJustices of the High Courts, from time to time requesting them to locate persons from the Bar belonging to Scheduled Castes, Scheduled Tribes, Other BackwardClasses, Minorities and Women who are suitable for appointment as High Court Judges.